

## **AGENDA**

### **EXETER TOWN COUNCIL REGULAR MEETING**

**MONDAY, MAY 7, 2012  
7:00 P.M.**

**MEETING LOCATION:** Town Council Chambers  
Exeter Town Hall  
675 Ten Rod Road  
Exeter, Rhode Island

**No. 1: PLEDGE OF ALLEGIANCE:** Town Council Member Raymond Morrissey

**No. 2: CALL TO ORDER/ROLL CALL**

**No. 3: PUBLIC COMMENT:** Comments are not limited to items on this agenda. However, items not on this agenda will only be heard and not acted upon by the Town Council, unless they are of an emergency nature. (3-minute time limit per item; 15-minute maximum time allowed for this agenda item).

**No. 4: ACKNOWLEDGEMENTS AND ANNOUNCEMENTS:**

**A. SOUTHERN NEW ENGLAND AAA 16<sup>TH</sup> YEAR AWARD TO TOWN  
SERGEANT RICHARD BROWN AND CONSTABLE SCOTE MILLER  
FOR NO PEDESTRIAN FATALITIES, RECOGNITION FOR TRAFFIC  
SAFETY EDUCATION AND PROTECTION, TRAFFIC CONTROL AT  
WAWALOAM SCHOOL, AND MONITORING OF SCHOOL BUS STOPS**

**No. 5: APPROVAL OF AGENDA ORDER**

**No. 6: CONSENT AGENDA:** Consent Agenda Items are accepted in one motion, unless removed at the request of a Town Council Member.

**A. REYNOLDS CHARITABLE TRUST: Approval of Vouchers and Signing of Documents**

**B. REPORTS:**

**1. TREASURER'S REPORT/DEPUTY TREASURER'S REPORT:**

**Maria Lawler/Joseph Gillis**

**2. TOWN CLERK'S REPORT: Lynn M. Hawkins**

**3. TAX COLLECTOR'S REPORT: Kimberly A. Robitaille**

**4. TAX ASSESSOR'S REPORT: Penny B. Robertson**

**5. DEPARTMENT OF PUBLIC WORKS REPORT:**

**Director of Public Works, Stephen P. Mattscheck**

**6. IT REPORT: Director of NK/Exeter IT, Lenny Vasquez**

**7. TOWN PLANNER'S REPORT: David W. Schweid, AICP**

**8. DEPARTMENT OF PUBLIC WELFARE: Director of Public Welfare, Sylvia J. Curry**

**9. EMERGENCY MANAGEMENT REPORT: Director of Emergency Management, E. Stefan Coutoulakis**

**10. ANIMAL CONTROL REPORT: Animal Control Officer, Deana Dolan**

**11. PROBATE REPORT: Probate Clerk, Lynn M. Hawkins**

**C. COMMUNICATIONS: See Appendix A attached hereto and incorporated herein.**

**D. SCHEDULE OF MAY MEETINGS AND EVENTS**

**E. APPROVAL OF MINUTES:**

**1. SPECIAL COUNCIL MEETING, MARCH 26, 2012**

**2. SPECIAL COUNCIL MEETING, EXECUTIVE SESSION, MARCH 26, 2012**

**3. REGULAR COUNCIL MEETING, APRIL 2, 2012**

**4. REGULAR COUNCIL MEETING, EXECUTIVE SESSION, APRIL 2, 2012**

**5. SPECIAL COUNCIL MEETING, APRIL 5, 2012**

**No. 7: VACANCIES AND APPOINTMENTS:**

**A. VACANCIES:**

**1. Personnel Board Members:**

**Five members needed to replace prior board.**

**2. Conservation Commission (Inactive)**

**3. Economic Development Commission (Inactive)**

**4. Municipal Finance Committee Member**

**5. Vision for Exeter Project Members**

**6. Other**

**B. APPOINTMENTS:**

- 1. Zoning Board of Review Alternate Member  
(unexpired term ending August, 2015)**
- 2. Juvenile Hearing Board Member  
(term beginning March, 2012, and ending March, 2015)**

**C. EXPIRING TERMS:**

- 1. Tax Board of Review Member, Jerome Sidio  
(term expires 6/2012)**

**No. 8: PUBLIC HEARINGS:**

- A. SECOND-HAND DEALER'S LICENSE APPLICATION:  
LAURA RIEGER, APPLICANT/OWNER; ANNIE'S VILLAGE  
CONSIGNMENT; 567 SOUTH COUNTY TRAIL, SUITE 303,  
EXETER, RHODE ISLAND, PLAT 71/BLOCK 4/LOT 1**
- B. OUTDOOR ENTERTAINMENT LICENSE APPLICATION:  
DEMETRI MELANIS, APPLICANT; MIDDLE OF NOWHERE  
CREAMERY; 230 NOOSENECK HILL ROAD, EXETER, RHODE  
ISLAND, PLAT 20/BLOCK 4/LOT 13**
- C. LIQUOR LICENSE EXPANSION APPLICATION: PETER  
BUONNANNI, APPLICANT/OWNER; CORNERSTONE PUB,  
273 NOOSENECK HILL ROAD, EXETER, RHODE ISLAND,  
PLAT 20/BLOCK 3/LOT 12**
- D. OUTDOOR ENTERTAINMENT LICENSE APPLICATION:  
PETER BUONNANNI, APPLICANT/OWNER; CORNERSTONE PUB,  
273 NOOSENECK HILL ROAD, EXETER, RHODE ISLAND,  
PLAT 20/BLOCK 3/LOT 12**
- E. OUTDOOR ENTERTAINMENT LICENSE APPLICATION:  
ADAM REDFORD, APPLICANT/OWNER; TWISTED THROTTLE  
LLC; 570 NOOSENECK HILL ROAD, EXETER, RHODE ISLAND,  
PLAT 46/BLOCK 2/LOT 5**

**No. 9: NEW BUSINESS:**

- A. PERSONNEL ISSUES/LABOR NEGOTIATIONS**
- B. CHARTER AMENDMENTS**
- C. DEPARTMENT OF PUBLIC WORKS: AWARDING OF BID: MICROSURFACING FOR ROADS**
- D. DEPARTMENT OF PUBLIC WORKS: REQUEST TO PROCEED TO BID: LOAM FOR LANDFILL CLOSURE**
- E. DEPARTMENT OF PUBLIC WORKS: REQUEST TO PROCEED TO BID: CULVERT PIPE**
- F. DEPARTMENT OF PUBLIC WORKS: REQUEST TO PROCEED TO BID: WASTE OIL FURNACE (ENERGY UPGRADES USING ARRA FUNDS)**
- G. DEPARTMENT OF PUBLIC WORKS: BID EXTENSION REQUEST: STONE SEAL**
- H. DEPARTMENT OF PUBLIC WORKS: DISPOSAL OF SURPLUS PUBLIC WORKS EQUIPMENT**
- I. WASHINGTON COUNTY REGIONAL PLANNING COUNCIL: JOHNSON CONTROL ENERGY AUDIT**
- J. HAWKER'S/PEDDLER'S/SOLICITOR'S LICENSE APPLICATION: RICHARD WALMSLEY, 72 F WAITES CORNER ROAD, WEST KINGSTON, RHODE ISLAND**
- K. HAWKER'S/PEDDLER'S/SOLICITOR'S LICENSE APPLICATION: WALTER LINTON, 483 TRIPPS CORNER ROAD, EXETER, RHODE ISLAND**
- L. HAWKER'S/PEDDLER'S/SOLICITOR'S LICENSE APPLICATION: WARREN PHILIPPI, 37 BLUE RIDGE DRIVE, WEST GREENWICH, RHODE ISLAND**
- M. ADOPTION OF PROPOSED AMENDMENT TO SECTIONS 10-1 (DEFINITIONS) AND 10-36 (ADMINISTRATION AND ENFORCEMENT) OF TOWN OF EXETER CODE OF ORDINANCES**
- N. ANIMAL SHELTER: REQUEST TO PROCEED TO BID: VETERINARY SERVICES**

**No. 10: UNFINISHED BUSINESS:**

- A. HISTORIC PRESERVATION/HISTORIC CEMETERIES**
- B. A VISION FOR EXETER: BORDERLANDS VILLAGE INNOVATION PROJECT**
- C. DEERBROOK RECLAMATION**
- D. WEAPONS PERMIT IMPLEMENTATION ISSUES**
- E. TRANSFER STATION LEASE**
- F. INDUSTRIAL DRIVE UPDATE**
- G. COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION**
- H. ADOPTION OF EMERGENCY OPERATION PLAN**
- I. REVIEW OF OUTDOOR ENTERTAINMENT APPLICATION AND LICENSE FEES: EXETER CODE OF ORDINANCES, SECTIONS 6-112(6) AND 6-116**
- J. HISTORICAL CEMETERY MAINTAINENCE: NON-PERPETUAL CARE**
- K. GROWTH MANAGEMENT ORDINANCE**
- L. RENEWAL APPLICATION: VICTUALING LICENSE: OCEAN STATE LEO ANTONINO, APPLICANT, OCEAN STATE AUTO AUCTION CORP., 10 INDUSTRIAL DRIVE, EXETER, RHODE ISLAND; PLAT 33, BLOCK 1, LOT 4.**
- M. KENNEL LICENSE RENEWAL: KATHLEEN AND DONALD PERKINS, 2572 TEN ROD ROAD**
- N. KENNEL LICENSE RENEWAL: MARY LOU WHITFORD, 850 TEN ROD ROAD**
- O. JOB CORPS ACADEMY UPDATE**

**No. 11: REPORTS OF OFFICERS, BOARDS, COMMITTEES:**

- A. PUBLIC SAFETY/DISASTER PREPAREDNESS COMMITTEE  
LIAISON'S REPORT: Town Council Member, Daniel W. Patterson**

- B. TAX ASSESSOR'S OFFICE LIAISON'S REPORT:**  
Town Council Member, Calvin A. Ellis
- C. PUBLIC WORKS DEPARTMENT LIAISON'S REPORT:**  
Town Council Vice President, William P. Monahan
- D. TRANSFER STATION LIAISON'S REPORT:**  
Town Council Vice President, William P. Monahan
- E. ANIMAL CONTROL LIAISON'S REPORT:**  
Town Council Member, Raymond A. Morrissey, Jr.
- F. EXETER JOB CORPS ACADEMY LIAISON'S REPORT:**  
Town Council Member, Calvin A. Ellis
- G. EXETER-WEST GREENWICH SCHOOL DISTRICT LIAISON'S REPORT:** Town Council President, Arlene B. Hicks
- H. EXETER PUBLIC LIBRARY LIAISON'S REPORT:**  
Town Council President, Arlene B. Hicks
- I. TAX COLLECTOR'S OFFICE LIAISON'S REPORT:**  
Town Council President, Arlene B. Hicks
- J. WASHINGTON COUNTY REGIONAL PLANNING COUNCIL REPRESENTATIVE'S REPORT:** Town Council Member, Calvin A. Ellis
- K. TOWN COUNCIL ASSISTANT'S REPORT:**  
Town Council Assistant, Kenneth G. Findlay
- L. SOLICITOR'S REPORT:** James P. Marusak, Esquire,  
Gidley Sarli & Marusak

**No. 12: BILLS, APPROPRIATIONS, ABATEMENTS:**

- A. BILL SHEET**
- B. TAX ASSESSOR'S ABATEMENTS**
- C. TAX COLLECTOR'S REMITTANCES AND ABATEMENTS**

**No. 13: OTHER ADMINISTRATIVE ISSUES**

**No. 14: COMMUNICATIONS**

**No. 15: EXECUTIVE SESSION:**

- A. CURRENT LITIGATION**
- B. LADD CENTER/JOB CORPS**
- C. LABOR UNION/CONTRACT NEGOTIATIONS/ARBITRATION**
- D. PERSONNEL ISSUES/LABOR RELATIONS**
- E. RICO CORP/DEERBROOK DEVELOPMENT CORPORATION**
- F. SCHATNER FARMS/BALD HILL NURSERY PURCHASE & SALE AGREEMENT**
- G. TRANSFER STATION LEASE**

**No. 16: ADJOURNMENT**

**POSTED MAY 3, 2012, AT EXETER TOWN HALL, EXETER POST OFFICE, SLOCUM POST OFFICE, EXETER PUBLIC LIBRARY, AND SECRETARY OF STATE'S WEBSITE**

**The public is welcome to attend any meeting or work session of the Town Council or its committees, boards, or commissions, with the exception of the Juvenile Hearing Board. If communications assistance or any other accommodation is required to ensure equal participation, please contact the Town Clerk's Office the business day prior to the meeting between normal business hours, 9:00 a.m. to 4:00 p.m., at (401) 295-7500 or [clerk@town.exeter.ri.us](mailto:clerk@town.exeter.ri.us). The Exeter Town Hall is handicapped accessible.**

## **APPENDIX A**

### **C. COMMUNICATIONS:**

- 1. 04/02/2012 Letter of interest from Susan Franco–Towell for a position on the Zoning Board.**
- 2. 04/03/2012 Letter and 2011 Annual Report from The Trust.**
- 3. 04/03/2012 Notice of Public Hearing from the State of Rhode Island regarding draft plan entitled Rhode Island Water 2030, April 30, 2012.**
- 4. 04/03/2012 SBA Communications Corp., tenant invoice figures for March, 2012.**
- 5. 04/03/2012 Update from State of Rhode Island Division of Municipal Finance regarding pension studies.**
- 6. 04/04/2012 Third Annual Special Report from Housing Works Rhode Island.**
- 7. 04/04/2012 Rhode Island League of Cities & Towns, information on Impact fees – 2012 – H7867.**
- 8. 04/04/2012 Two Resolutions from East Greenwich School Committee on Binding Arbitration and Contract Continuation.**
- 9. 04/09/2012 Resolution from Narragansett Town Council opposing House Bill H-7250, mandating expired teacher contracts.**
- 10. 04/09/2012 Resolution from Narragansett Town Council opposing House Bill H-7617, Labor Relations and Arbitration.**
- 11. 04/09/2012 Resolution from Narragansett Town Council opposing H-7619, Labor Relations for Firefighters.**
- 12. 04/09/2012 Resolution from Narragansett Town Council opposing H-7620, Labor Relations of Municipal Employees.**
- 13. 04/09/2012 Notice from Rhode Island League of Cities & Towns regarding upcoming House Bills.**
- 14. 04/09/2012 Quarterly Newsletter from The Trust.**



15.    **04/09/2012**    **Notice of Pension Study Commission meeting, April 9, 2012, at the State House, Room. 313.**
16.    **04/09/2012**    **Email from Burrillville Town Council supporting Senate Bill 2012 – S 2673, Verification of Residence Addresses.**
17.    **04/09/2012**    **Burrillville Town Council voted to support House Bill 2012 – H 7581, Public Utilities and Carriers – Public Transit Investment.**
18.    **04/11/2012**    **East Greenwich School Committee Resolution regarding layoff notification dates.**
19.    **04/11/2012**    **Foster-Glocester Regional School Committee Resolution regarding Binding Arbitration and Contract Continuations.**
20.    **04/11/2012**    **Citizens Bank Investment Account Statement for the Reynolds Charitable Trust.**
21.    **04/11/2012**    **Notice and grant application from DEM for the 2012 America The Beautiful Program.**
22.    **04/11/2012**    **Email from Treasurer Raimondo office providing a weblink from the April 10, 2012 workshop on Municipal Pensions.**
23.    **04/11/2012**    **Town of Jamestown in support of a referendum relating to the Code of Ethics.**
24.    **04/11/2012**    **Report from Rhode Island League of Cities & Towns on Actuarial Valuations for the State/Teacher Retirement System & Municipal Employees Retirement System.**
25.    **04/13/2012**    **Notice of Public Hearing from the Town of Richmond updating their Comprehensive Community Plan, April 24, 2012.**
26.    **04/13/2012**    **Notice from Rhode Island League of Cities & Towns regarding upcoming House Bills.**
27.    **04/13/2012**    **Washington County Regional Planning Council meeting minutes, March 14, 2012.**

28.    **04/13/2012**    **Town of East Greenwich Resolution supporting Senate Bill 2310.**
29.    **04/13/2012**    **Three Resolutions from the Newport School Committee regarding school teachers and school employees.**
30.    **04/17/2012**    **Invitation to meeting, April 19, 2012 & April 23, 2012, with General Treasurer Gina M. Raimondo regarding Rhode Island Retirement Security Act of 2011.**
31.    **04/17/2012**    **Letter from the Rhode Island State Traffic Commission on plans to realign Victory Highway & Nooseneck Hill Road.**
32.    **04/17/2012**    **Memorandum and 2012 fact book with statistics on the well-being of children from Rhode Island Kids Count.**
33.    **04/18/2012**    **Notice from Rhode Island Department of Environmental Management Office of Water Resources regarding proposed permit actions under the Rhode Island pollutant discharge elimination system program.**
34.    **04/18/2012**    **Letter from Senator Francis T. Maher, Jr., regarding status of S-2489 Sub A and H-7055 Sub A; election bills have passed the House and Senate and have been transmitted to the Governor.**
35.    **04/18/2012**    **Resolutions adopted by the Jamestown Town Council opposing the increase in the meals and beverage tax and expansion of the lodging tax and supporting House Bill 7561 allowing the use of post office boxes for the purpose of acknowledgement of voter registration.**
36.    **04/18/2012**    **Resolution from the Town of Burrillville regarding support of S2036, S2038, H7144, and H7579.**
37.    **04/20/2012**    **Letter from Telecom Lease advisors regarding evaluating possible telecom sites.**
38.    **04/20/2012**    **Letter from the Rhode Island Foundation regarding a request to preserve Mortgage Book 1751-1764; request was denied.**
39.    **04/20/2012**    **Email from Rhode Island Division of Municipal Finance**

- regarding guidance for locally administered pension plans in critical status and letter to Municipal Leadership on local pensions.
40. 04/25/2012 Letter from Pati deWardener in regards to the animal shelter.
  41. 04/27/2012 Letter from Lee M. Leete seeking a position at the animal shelter.
  42. 04/27/2012 Notice from Tammy Christian, 73 Pinecrest Drive, regarding zoning hearing to install in-ground pool.
  43. 04/27/2012 Letter from Wawaloam Elementary School to Mr. Feinstein regarding the Feinstein Junior Scholars community activities with copy of the newsletter.
  44. 04/30/2012 Letter from Renate Sager Daniels in regards to the animal shelter.
  45. 04/30/2012 Letter from Paul A. Ward, Jr., the Reynolds Trust Committee, with voucher requests.
  46. 04/30/2012 Email from Elizabeth Berman, Southern Rhode Island Chamber of Commerce, inviting the Town Council to a ribbon cutting for Twisted Throttle, 570 Nooseneck Hill Road, May 7, 2012, 11:00 am.
  47. 0430/2012 Email from Center of Watershed Protection, 2012 conference agenda.
  48. 04/30/2012 Resolution from Narragansett Town Council supporting House Bill H7272.
  49. 04/30/2012 Resolution from Westerly Town Council supporting House Bill H7272.
  50. 04/30/2012 Email from Rhode Island League of Cities and Towns regarding Meeting House Committee on Finance meeting, April 26, 2012.
  51. 05/02/2012 Letter from Yellowbook regarding approximate delivery dates of the Narragansett-Newport-Westerly directory.
  52. 05/02/2012 Newsletter from Citizens Bank.

- 53. 05/02/2012 Letter from South Kingstown Town Council thanking Exeter Town Council for the copy of the resolution supporting S2639 and H7603.**
- 54. 05/02/2012 Letter from Dr. Max Balmforth regarding the Exeter Animal Shelter.**
- 55. 05/02/2012 Letter from Lorie Caruana, owner of North Kingstown Animal Hospital regarding the Exeter Animal Shelter.**
- 56. 05/02/2012 Letter from Caitlin Caldwell, DVM, regarding the Exeter Animal Shelter.**
- 57. 05/02/2012 Letter from Kim D'Olive-Plante regarding the Exeter Animal Shelter.**
- 58. 05/02/2012 Letter from Haley Milder regarding the Exeter Animal Shelter.**
- 59. 05/02/2012 Letter from Samantha Kluk regarding the Exeter Animal Shelter.**
- 60. 05/02/2012 Letter from Nhianh Luong, DMV, regarding the Exeter Animal Shelter.**
- 61. 05/03/2012 Invitation to Council Assistant Ken Findlay and the Town Council to the Future Leaders Summit, May 11, 2012, 5:00-8:00 p.m.**
- 62. 05/03/2012 Letter from the staff of the Exeter-West Greenwich 2012 Excalibur yearbook thanking the Town Council for their advertisement.**
- 63. 05/03/2012 Rhode Island League of Cities and Towns notice of Pension Board Fiduciary Training, June 11, 2012.**